

IC 31-32-6

Chapter 6. Trial in Open Court; Jury Trial

IC 31-32-6-1

Adults charged with contempt or criminal charges

Sec. 1. All proceedings in the juvenile court involving adults charged with:

- (1) contempt of court; or
- (2) criminal charges;

shall be tried in open court.

As added by P.L.1-1997, SEC.15.

IC 31-32-6-2

Exclusion of public

Sec. 2. The juvenile court shall determine whether the public should be excluded from a proceeding other than a juvenile proceeding described in section 3 of this chapter.

As added by P.L.1-1997, SEC.15.

IC 31-32-6-3

Certain delinquency proceedings open to public

Sec. 3. Except as provided in section 4 of this chapter, a delinquency proceeding is open to the public whenever a petition alleging that the child has committed an act that would be murder or a felony if committed by an adult is filed under IC 31-37-10.

As added by P.L.1-1997, SEC.15.

IC 31-32-6-4

Closing of proceeding to protect child witness or child victim; motion

Sec. 4. Upon motion of the prosecuting attorney, the child, or the child's guardian ad litem, counsel, parent, guardian, or custodian, the court may issue an order closing a proceeding during the testimony of a child witness or child victim if the court finds that:

- (1) an allegation or a defense involves matters of a sexual nature; and
- (2) closing the proceeding is necessary to protect the welfare of a child witness or child victim.

As added by P.L.1-1997, SEC.15.

IC 31-32-6-5

Closing of proceeding to protect child witness or child victim; factors

Sec. 5. In determining whether closing a proceeding is necessary to protect the welfare of a child witness or child victim, the court shall consider the following:

- (1) The nature of the allegation or defense.
- (2) The age of a child witness or child victim.
- (3) The psychological maturity of a child witness or child victim.

- (4) The desire of a child witness or child victim to testify in a proceeding closed to the public.

As added by P.L.1-1997, SEC.15.

IC 31-32-6-6

Closing of proceeding to protect child witness or child victim; findings; filing of exclusion order

Sec. 6. If a proceeding is closed to the public under section 4 of this chapter, the juvenile court shall:

- (1) make findings of fact concerning the closing of the proceeding; and
- (2) place the exclusion order in the file of the proceedings.

As added by P.L.1-1997, SEC.15.

IC 31-32-6-7

Bench trials; jury trial for adult charged with crime

Sec. 7. (a) Except as provided in subsection (b), all matters in juvenile court shall be tried to the court.

(b) A trial of an adult charged with a crime shall be tried to a jury unless the adult requests a bench trial.

As added by P.L.1-1997, SEC.15.

IC 31-32-6-8

Exclusion of child

Sec. 8. In proceedings involving:

- (1) the termination of the parent-child relationship; or
- (2) a child in need of services;

the child may be excluded from any part of any hearing for good cause shown upon the record.

As added by P.L.1-1997, SEC.15.